

70755

USA

Combined Declaration and Power of Attorney for Patent Application

Docket Number: 18724.009

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled **Autologous Self-Tolerance Inducing Cells of Monocytic Origin and Their Use in Pharmaceutical Preparations**, the specification of which is attached hereto unless the following box is checked:

is filed concurrently;
as United States Application Number To Be Assigned; and
was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application, which designated at least one country other than the United States listed below, and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

| | | | |
|--------------------------|------------------|-------------------------------|--|
| <u>(Application No.)</u> | <u>(Country)</u> | <u>(Day/Month/Year Filed)</u> | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <u>(Application No.)</u> | <u>(Country)</u> | <u>(Day/Month/Year Filed)</u> | <input type="checkbox"/> Yes <input type="checkbox"/> No |

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

| | |
|--------------------------|----------------------|
| <u>(Application No.)</u> | <u>(Filing Date)</u> |
| <u>(Application No.)</u> | <u>(Filing Date)</u> |

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or under § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner

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provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56 that became available between the filing date of the prior application and the national or PCT international filing date of this application.

| | | |
|---|--|------------------------------|
| <u>PCT/EP04/000109</u> (Application No.) | <u>9 January 2004</u> (Filing Date) | <u>Published</u> (Status) |
| <u>PCT/EP03/07551</u> (Application No.) | <u>11 July 2003</u> (Filing Date) | <u>Published</u> (Status) |
| <u>(Application No.)</u> | <u>(Filing Date)</u> | <u>(Status)</u> |

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

practitioners at Arnold & Porter LLP associated with Customer No. **28381**

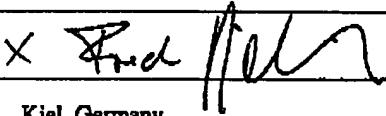
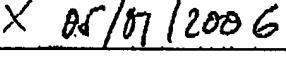
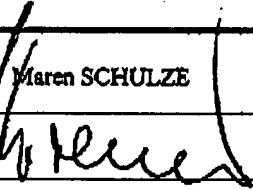
Send Correspondence to:

Arnold & Porter LLP, Customer No. **28381**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| | | |
|--------------------------------------|---|----------|
| Full name of sole or first inventor: | Bernd Karl Friedrich KREMER | |
| Investor's signature |  | |
| | Date | X 5.1.06 |
| Residence | Kiel, Germany | |
| Citizenship | Germany | |
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| | | |

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| | | |
|-------------------------------|--|--|
| Full name of second inventor: | Fred FÄNDRICH | |
| Inventor's signature |  Date  X 05/07/2006 | |
| Residence | Kiel, Germany | |
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| Post Office Address | Esmarchstrasse 58, 24105 Kiel, Germany | |
| | | |
| Full name of third inventor: |  Maren SCHULZE | |
| Inventor's signature |  Date X 5.1.06 | |
| Residence | Kiel, Germany | |
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| | | |

N 65223

Vollmacht / Authorization

Ich, die unterzeichnende/I, the undersigned

Frau/Mrs. Maren Schulze, (ehemals/formerly Ruhnke)

geboren am/born on 28. Mai/May 1973

wohnhaft in/domiciled in (Korrespondenzanschrift:/address of correspondence:

Kiel, Germany (c/o Blasticon, Postfach 5113, 24063 Kiel)

bevollmächtigte hiermit/hereby authorize

Prof. Dr. Bernd Karl Friedrich Kremer
Langeneßweg 17, 24107 Kiel, Germany

in Sachen/in the matter of

aller nationalen und ausländischen Patente und Patentanmeldungen, die sich beziehen auf/all national and foreign patents and patent applications relating to

1. "Dedifferentiated, programmable stems cells of monocytic origin, their production and use", claiming priorities of DE 10214095; PCT/EP03/02121; US 10/372657;
2. "Transplant acceptance inducing cells of monocytic origin and their preparation and use", claiming priority of DE 10231655;
3. "Autologous self-tolerance inducing cells of monocytic origin and their use in pharmaceutical preparations" claiming priority of PCT/EP03/07551

mir gegenüber jedermann und in allen gesetzlich zulässigen Fällen zu vertreten.

to act as representative against third parties and in all cases prescribed by law.

Die Vertretungsbefugnis umfasst die Vertretung gegenüber Patentgerichten und Behörden in allen Instanzen, wie z.B. dem Deutschen Patent- und Markenamt, dem Bundespatentgericht, dem Europäischen Patentamt und anderer Patentämter im Ausland.

This authorization shall encompass the representation before courts and administrative agencies at all levels, in particular the German Patent and Trademark Office, the European Patent Office and other foreign Patent Offices.

Der Bevollmächtigte ist befugt, alle im Zusammenhang mit der Erteilung von Patenten erforderlichen oder zweckmäßigen Handlungen vorzunehmen oder Erklärungen abzugeben oder anzunehmen.

The grantee is authorized to undertake actions or to issue and to accept legal documents of whatever kind in connection with the grant of a patent.

Die Vollmacht erstreckt sich insbesondere auf erteilte Patente und eingetragene Gebrauchsmuster und berechtigt zur Abgabe der Lizenzbereitschaftserklärung.

This authorization shall in particular extend to granted patents and registered utility models and shall extend to the filing of a declaration of willingness to license.

Der Bevollmächtigte ist berechtigt, Untervollmachten zu erteilen und Zahlungen für den Auftraggeber anzuweisen und in Empfang zu nehmen.

The grantee shall be entitled to delegate the authority to third parties and to authorize and accept payments for the grantor.

Durch Erteilung der Vollmacht werden die in dieser Sache von dem Bevollmächtigten bereits vorgenommenen Handlungen genehmigt.

This grant of Power of Attorney shall authorize any actions already undertaken by the grantee of this Power of Attorney.

Ort, Datum/Place, Date

Kiel 20.2.05

M. Schulze

(Unterschrift des Vollmachtgebers/signature of grantor)

COPY

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07. 12. 2005
VOE/br

Application No.: PCT/EP2004/000109

Applicant: Blasticon Biotechnologische
Forschung GmbH

One of the inventors, Maren Ruhnke, has divorced and uses her
maiden name again.

It is requested to register the change of name to

Maren Schulze

and to issue a corresponding confirmation on Form PCT/IB/306.



I. Voelker
(Association No. 1)

